



Southern Review

of Legislative & Regulatory Actions



The U.S. Army Regional Environmental & Energy Office

January 2012

THE SOUTHERN REGION REVIEW provides current information regarding environmental and energy-related actions and events throughout Federal EPA Region 4 (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee). The events reported may be relevant to U.S. Army and other Military Services' activities and operations. The Review is designed to alert environmental decision makers, planners, and program managers of developments potentially relevant to overall responsibilities.

The Southern Review is a monthly electronic publication. To receive this publication, please email the request to rebecca.d.shanks.ctr@mail.mil. Please include a contact name and email address in the body of the message.

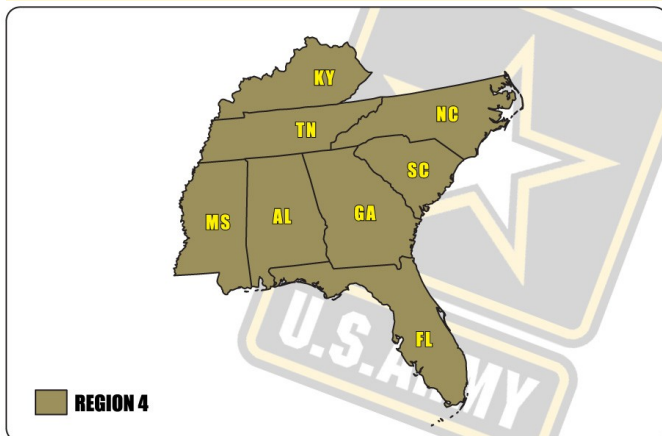


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What's Hot In This Review?

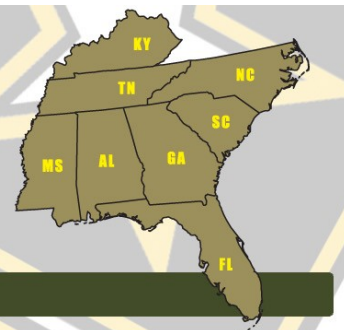
NET-ZERO EFFORT (NOVEMBER 29, 2011) EPA and Army have signed a [Memorandum of Understanding](#) (MOU) to collaborate on energy conservation, and water and waste minimization at Army installations. The MOU allows the Army to leverage research from the EPA Office of Research and Development to evaluate cutting-edge technology, thus enhance Army Net Zero and sustainability goals. The [Army's Net Zero Installation Program](#) goals include: lower overall installation resource consumption to an effective rate of zero; limit freshwater resource consumption and return water back to watersheds, so not to deplete ground and surface water resources in quantity and quality; reduce, reuse and recover waste streams, thus convert these to resource values with zero land-fill; and apply an integrated approach to management of energy, water and waste to capture and commercialize the resource value and/or enhance the ecological productivity of land, water and air.

2010 ARMY SUSTAINABILITY REPORT (DECEMBER 22, 2100, [PRESS RELEASE](#)) The third Annual [Army Sustainability Report](#), documents successes and improvements in the Army sustainability areas of human capital, training and operations, materiel and acquisitions, services and infrastructure.

Released by the Assistant Secretary of the Army for Installations, Energy and Environment, the report is key in publicly communicating Army sustainability initiatives and accomplishments by providing an overview of Army operations and presenting a quantitative and qualitative assessment of Army progress according to Global Reporting Initiative framework and other sustainability indicators.

Region 4

For more information on any state issues in Region 4, please contact [Marshall Williams](#), Army Regional Environmental Coordinator, 404-460-3136.



AIR CONFORMITY-NAAQS, CAIR, NOx, SO2 (335-3-1-.14, 335-3-1-.16, 335-3-8-.05 THROUGH -.18, 335-3-8-.20 THROUGH -.27, 335-3-8-.29 THROUGH -.33) The Department of Environmental Management (ADEM) has amended Division 3 of the ADEM Code relating to the above programs to be consistent with Federal Rules. Notices were published, hearings were held, comments were received, and amended rules were filed on December 12, 2011. The rules become effective January 16, 2012.

[Certified Rules NOx and SO2](#), [Certified Rules CAIR and NOx Programs](#)

Contact: Chris Howard, (334) 271-7878

UNDERGROUND STORAGE TANKS (335-6-15-.02, .04, .05, .06, .07, .09, .10, .12, .13, .15, .17, .20, .34, .45, .46, .47, .48) ADEM has adopted revisions to rules and regulations that pertain to owners and operators of USTs. Updated regulations add the requirement for individuals to complete training to become certified prior to performing UST system installation, closure and repair, as well as address other necessary updates. Notice of Proposed Rulemaking issued on September 18, 2011, and a [Notice of Intended Action](#) was published in Register September 30, 2011. A Hearing was scheduled for, and comments were due by November 4, 2011. The [Certified Amended Rules](#) were filed December 12, 2011, and published December 30, 2011. The rules become effective January 16, 2012.

[Public Notice, Proposed Revisions to Division 6](#)

Contact: Sonja Massey, phone: (334) 271-7832

PESTICIDE GENERAL PERMIT ADEM has completed the process for developing its Pesticide General Permit, effective on October 31, 2011. The permit is designed to protect water quality from potential impacts associated with discharges from application of biological and chemical pesticides. On January 19, 2009, the US Sixth Circuit Court of Appeals ruled that Clean Water Act (CWA) permits were required for application of pesticides in, over, or near waters of the US. Due to this ruling, NPDES permits will be required for such pesticide applications. The ADEM Pesticide General Permit is being issued to address this need. Requirements for compliance under the new permit are potentially applicable to a wide-range of entities including individual homeowners, municipalities, foresters, farmers and private industries utilizing biological and chemical pesticides for activities such as mosquito control, animal pest control, weed/algae control, and forestry canopy or other area-wide pest control that occur in water, at water's edge, or over water. Those entities that are required by the Pesticide General Permit to submit a Notice of Intent (NOI) for permit coverage were not required to submit it until January 31, 2012. The permit became effective October 31, 2011, and a Press Release was published November 9, 2011.

[Permit and Forms](#)

Contact: Scott Hughes, (334) 271-7955

CLASS V & VI INJECTION WELLS ([CLASS V] 335-6-8-.01, -.02, -.05, -.07, -.08, -.10, -.12, -.28, -.29 - .30; [CLASS VI] -.13 - .27) ADEM revised the Division 6 Code to include requirements for Class VI injection wells for geologic sequestration of carbon dioxide. Additions and amendments are consistent with Federal regulations for Class VI wells. A public hearing was held July 11, 2011. Amendments to Class V wells include new definitions relating to the regulation of CO2 injection for the purpose of geologic sequestration and to distinguish existing terminology from the new definitions, and to revise existing definitions to be consistent with federal language. The Class V rules support newly promulgated Class VI rules. Rule changes were proposed on May 31, 2011, and a public hearing was held July 11, 2011. The rule was adopted September 6, 2011. It became effective September 26, 2011. Final Rule has not yet been published in the Alabama Administrative Monthly.

[Proposed Rules](#)

Contact: Sonja Massey (334) 271-7832

AIR CONFORMITY-NSPS, NESHAPS, HAPs 335-3-5-.06, .07, .08, .11, .12, .13, .14, 335-6-6-.02, -.05, 335-3 APPENDIX C, 335-3-11-.01, -.06, 335-3-10-.01, -.02) ADEM has proposed amendments to rules to incorporate by

reference EPA changes to the New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAPS). This incorporation allows EPA to delegate administrative enforcement of these regulations to ADEM. Notices of Intended Actions ([NSPS](#), [NESHAPS](#)) were published December 30, 2011. Hearings are scheduled for February 3 and 8, 2012, and comments are due February 3 and 10, 2012. Contact: Chris Howard, Phone: (334) 271-7878

HAZARDOUS WASTE REGULATIONS (335-14) ADEM proposed amendments to Division 14, the state's hazardous waste program. RCRA §3006(b) requires that authorized State Programs be "equivalent" to the Federal program and continue to maintain equivalency as the Federal program changes. To retain state primacy in the hazardous waste program, ADEM must update its Administrative Code to reflect changes in federal requirements for regulation of hazardous waste. ADEM is proposing that the Environmental Management Commission adopt regulations reflecting changes made to EPA's regulations from 07/01/10 through 06/30/11. Changes include adoption of the Federal rule to remove saccharin and its salts from the list of hazardous constituents and the Federal technical corrections and clarifications rule. Regulatory language was added to clarify certain regulations in the existing rules: a statement on use of drip pads by Small Quantity Generators was added; language to clarify existing requirements for management of used oil filters and rinsing of containers that held acute hazardous waste. A rule was added to revise current lamp crushing standards, and clarifying language was added regarding varying implications of a generator's annual notification. ADEM is proposing to correct a number of typographical and citation errors in the existing regulations. Notice of Proposed Rulemaking was issued 09/25/11. A public hearing was held, and comments were due 11/05/11.

[Public Notice](#), [Proposed Rule](#)

Contact: [Hearing Officer](#)

SOLID WASTE AND MUNICIPAL SOLID WASTE (335-13, -14) ADEM proposes to amend its Administrative Code by creating Chapter 14 within the Solid Waste Program, pursuant to amendments to the Solid Wastes and Recyclable Materials Management Act enacted in 2008. ADEM proposes to establish technical and operational requirements for facilities engaged in solid waste composting. Among the proposed requirements for subject facilities would be to obtain permits from ADEM and implement certain control measures necessary to prevent migration of solid waste into the environment. The Notice of Public Hearing was published on October 23, 2011. A Public Hearing is scheduled and comments were due December 7, 2011.

[Public Notice](#), [Proposed Rule](#)

Contact: Molly Tatum, (334) 394-4360

COASTAL AREA MANAGEMENT PROGRAM REVISIONS (335-8-1-.09; 335-8-1-.10) ADEM has proposed revisions to the Division 8 Code for consistency with Federal regulations. This will be accomplished by making a Routine Program Change (RPC) and Regulation revisions. On December 19, 2010, ADEM provided Notice of RPC of the Alabama Coastal Area Management Program (ACAMP) to NOAA's Office of Ocean and Coastal Management (OCRM). ADEM gave notice on that on April 14, 2011, OCRM concurred with ADEM that their revision of Division 8 Regulations constituted an RPC. Federal consistency applies to approved changes upon publication of the November 20, 2011 Public Notice. NOAA has approved a majority of the changes within the ADEM Division 8 Regulations as enforceable policies of the ACAMP. However, NOAA has not approved the Federal consistency timeframes because they are not entirely consistent with the CZMA regulations. OCRM has determined that its decision not to approve the Federal consistency timeframes does not impact Alabama's authority to conduct Federal consistency reviews; however, because the Federal consistency language discrepancy is confusing, ADEM Division 8 Regulations should be modified to be consistent with the existing Federal statutory and regulatory timeframes. Thus, ADEM proposes to modify ADEM Code R. 335-8-1-.09 and 335-8-1-.10 regulations to be consistent with the existing Federal statutory and regulatory timeframes. A public hearing was held January 12, 2012, and comments are due January 6, 2012.

[Notice of Public Hearing](#), [Proposed Rules](#)

Contact: Molly Tatum, (334) 394-4360

NSPS/NESHAPS (335-3-10-.01, 335-3-10-.02, 335-3-11-.01, 335-3-11-.06, 335-3-14-.04, APPENDIX C) ADEM has proposed amendments to incorporate by reference changes to EPA's New Source Performance Standards (NSPS), and National Emissions Standards for Hazardous Air Pollutants (NESHAPS). Additional changes to Chapter 14 of Division 3 Code are being proposed to include federal definitions and requirements for replacement units at major sources located in areas designated as attainment or unclassifiable under the Clean Air Act (CAA). Chapter 335-3-14 is considered part of the federally-enforceable SIP, and revisions to it are proposed for incorporation into the Alabama SIP. A [Notice of Public Hearing](#) was issued December 25, 2011. A hearing is scheduled for February 8, 2012. Comments are due by February 10, 2012. Contact: Molly Tatum, (334) 394-4360



AIR PERMITTING DEFINITIONS (FAC 62-210.200, FAC 62-212.400) The Florida Department of Environmental Protection (FLDEP) is proposing to amend two definitions in its air permitting rules to exclude ethanol fuel production facilities from the definition of "chemical process plant," thereby raising the emission threshold for applicability of the State's major source permitting rules for such facilities from 100 tons per year (TPY) of any regulated air pollutant to 250 TPY. Some ethanol fuel production facilities would no longer be considered "chemical process plants" for purposes of qualifying for an exemption from the State's PSD air permitting rules. A rule development workshop was held July 27, 2011, and a portion of this rule became effective in June 2011. A correction was filed September 30, 2011, and comments for the Notice were due October 7, 2011. The rule was filed November 14, 2011; [Notice of Rule Filing](#) was published December 2, 2011; and the rule became effective December 4, 2011.

[Notice of Correction](#), [Proposed Rule](#), [Final Rule](#)

Contact: [Ms Lynn Searce](#), 850-717-9025

COASTAL CONSTRUCTION PERMITS (62B-41.001 THROUGH .005, .0055, .007, .0075, .008, .0085, .011, .012, .0125, .013 THROUGH .017, .019, .020) FLDEP adopted coastal construction permit rules that include protections for marine sea turtles. The [new rule](#) was published November 7, 2011. It became effective November 17, 2011. Contact: FLDEP, (850) 245-2242

EXPIRED ENVIRONMENTAL RESOURCE PERMITS (FAC 40D-4.331) The Southwest Florida Water Management District (SW FLWMD) has adopted rulemaking that allows for reauthorization and extension of expired Environmental Resource Permits (ERPs) for up to 5 years. This rulemaking initiative is part of a SW FWMD rule review pursuant to Executive Order No. 11-72 to reduce unnecessary burdens, eliminate outdated rule language and delete language duplicative of statutes. A [Notice of Development of Rulemaking](#) was published October 7, 2011; [Notice of Proposed Rule](#) published October 14, 2011; [Notices of Correction](#) published [October 28, 2011](#) and [December 9, 2011](#); and a [Notice of Rule Filing](#) was published December 9, 2011. The rule became effective December 12, 2011.

[Notice of Rule Filing](#)

Contact: Barbara Martinez, (352)796-7211, x4660

STANDARDS FOR ONSITE SEWAGE TREATMENT AND DISPOSAL SYSTEMS (FAC, CHAPTER 64E-6) The FL Department of Health (FLDOH) proposed amendments to standards for onsite sewage treatment and disposal systems. The rulemaking develops rules to implement provisions of Chapter 10-205, Laws of Florida (SB 550), which requires FLDOH to administer an onsite sewage treatment and disposal system evaluation and assessment program. Proposed rules address: application for a System Construction Permit; location and installation of onsite sewage treatment and disposal systems; site evaluation criteria; system size determinations; alternative systems; septage and food establishment sludge; portable restrooms and portable or stationary holding tanks; abandonment of systems standards for construction, operation and maintenance of aerobic treatment units; construction materials and standards for treatment receptacles; construction standards for drain field systems; permitting and construction of repairs; additive use; Department of Agriculture Soil Textural Classification System; system location, design and maintenance criteria; cesspit and undocumented system replacement and interim system use; coordinated permitting; requirements for registration; master septic tank contractors; issuance of registration certificates and renewal; standards of practice and disciplinary guidelines; certification of partnerships and corporation; applications for innovative system permits and reclassification and system construction permits, location, installation, monitoring and Fees. FLDOH held a public workshop June 4, 2010 to discuss permitting and approval standards of onsite sewage treatment systems that provide treatment other than a septic tank, such as performance based treatment systems, aerobic treatment units and innovative systems. The Technical Review and Advisory Panel met July 15 and September 23, 2010. Public workshops were held October 12, 14, 18 and 21, 10, 2010. A public meeting was held in December 2010. DOH has public meetings scheduled through December 2011.

[Notice of Public Workshop](#), [Notice of Rule Development](#)

Contact: Gerald Briggs, (850) 245-4250

SURFACE WATER QUALITY STANDARDS (FAC 62-302.200, .300, .400, .500, .520, .530, .540, .700, .800) FLDEP held two workshops to explore options with the public on Florida nutrient standards and other relevant provisions of water quality standards. The workshops were used to discuss concepts and gain public input on ideas for a State rule. Information gained will be used as part of the traditional State process of collaborative rulemaking. Note that FLDEP previously opened up Chapter 62-302, F.A.C., for establishment of nutrient standards, and then suspended that rulemaking. Workshops were held June 14-16, 2011, and October 4, 2011.

[Notice of Hearing/Public Workshop](#)

Contact: [Eric Shaw](#), 850-245-8429

RISK BASED CORRECTIVE ACTION (FAC 62-777) FLDEP has responded to a Petition to Initiate Rulemaking filed by Associated Industries of Florida pursuant to Section 120.54(7), F.S. FLDEP is initiating this rulemaking to commence the necessary dialogue among interested stakeholders to discuss proposed amendments to rules governing the Risk-Based Corrective Action (RBCA) process at contaminated sites in Florida. Subject areas to be addressed include FLDEP's RBCA guidance documents, in particular the "Technical Report: Development of Cleanup Target Levels (CTLs) for Chapter 62-777, F.A.C. (February 2005)." Additional subjects to be addressed include the site assessment process, fate and transport modeling and statistical methods, the risk assessment process including criteria for allowing use of the probabilistic risk assessment, and criteria for achieving the "No Further Action" status at contaminated sites (with or without controls). [Notice of Development](#) was published October 28, 2011. Contact: [Brian Dougherty](#), 850-245-7503

ISSUANCE OF GENERAL PERMITS (FAC 40D-40.302) The Southwest Florida Water Management District (SFWMD) has proposed rules to clarify the threshold for general environmental resource permits when proposed activities occur in, on or over wetlands and other surface waters. Under current rule language, general permit activity in, on or over wetlands and other surface waters must be limited to one acre or less. Excluded from the calculation of this one-acre limit are upland-cut ditches and wholly-owned isolated wetlands or other surface waters less than one-half acre in size, and for which mitigation is not required. Under Section 3.2.2.2 of the District's Environmental Resource Permitting Information Manual Part B, Basis of Review, alterations to wholly-owned ponds constructed entirely in uplands and less than one-acre in size do not require mitigation to offset adverse impacts to fish and wildlife. The proposed amendment would exclude from the general permit threshold of one-acre of activities in wetlands or other surface waters, activities in wholly-owned ponds up to one-acre in size constructed entirely in uplands, and for which mitigation is not required. The effect would reduce unnecessary regulatory burdens and achieve streamlining benefits for the regulated public when proposed activities involve wetlands and other surface waters. The [Notice of Development of Rulemaking](#) was published November 10, 2011 and the Notice of Proposed Rule was published November 18, 2011. Contact: Barbara Martinez, (352) 796-7211, ext 4660

CONSUMPTIVE USE PERMITS (FAC 40C-2.101, .331, .381, .501, .900) The St. Johns River WMD is proposing rules that would streamline permit modifications by expanding the types of modifications to consumptive use permits (CUPs) that can be requested by letter (rather by filling out and submitting a complete CUP application form); clarify procedures and criteria for all CUP modifications, including letter modifications and renewals; revise and update permit limiting conditions, and allow a permit limiting condition to be waived or modified when the condition is inapplicable to the activity authorized by the CUP; repeal outdated general permit conditions (by type of use) and outdated special conditions; reduce the number of water use types from 23 down to seven, define water use types, make changes to parts of the CUP Handbook incorporated by reference in Rule 40C-2.900, F.A.C. and the CUP application form, and other forms incorporated by reference in Rule 40C-2.900, F.A.C., to conform to new water use type categories; revise and update the CUP application form and update rule references to this form; adopt Water Use Record (EN-50) and Water Use Reporting Verification (EN-51) forms incorporated by reference in Rule 40C-2.900, F.A.C.; adopt Annual Statement of Continuing Use form incorporated by reference in Rule 40C-2.900, F.A.C. as part of rulemaking to streamline and reduce water use reporting requirements for small water users (described below); define "domestic use," consistent with the statutory definition in Section 373.019(6), F.S.; streamline, clarify and update the District's rule on compliance reports for 20-year CUPs to conform the rule to recent statutory amendment in Section 373.236(4), F.S., that compliance reports cannot be required more than once every 10 years; clarify requirements for supplemental irrigation models and expand types of supplemental irrigations models allowed; clarify rules that apply to permit transfers; clarify monitoring requirements regarding water withdrawal quantities for CUPs initially issued prior to July 23, 1991, and clarify such monitoring for CUPs initially issued on or after July 23, 1991; reduce water use reporting requirements for small users (with permitted CUP allocations not exceeding 100,000 gallons per day on an annual average) who will be allowed to submit an "Annual Statement of Continuing Use" rather than semi-annually submitting EN-50 forms; and clarify that individual and standard general CUP applicants must submit a water conservation plan in their permit application. The [Notice of Proposed Rule](#) published August 19, 2011, and Notice of Development of Rulemaking was published August 20, 2011. Workshops were held September 16-17, 2011. A Notice of Meeting/Workshop Hearing was published October 21, 2011; Hearing was held November 8, 2011; and [Notice of Development of Rulemaking](#) was published December 30, 2011. A Workshop is scheduled for February 1-2, 2012. Contact: [Wendy Gaylord](#), (386)326-3026

HEAVY-DUTY VEHICLE IDLING REDUCTION (62-285.420) FLDEP has proposed the repeal of rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. Market incentives for diesel fuel cost savings renders the anti-idling requirements of Rule 62-285.420, F.A.C., unnecessary. A [Notice of Proposed Rule](#) was published November 10, 2011, and a Hearing was held December 8, 2011. Contact: [Patricia E. Comer](#), (850) 245-2288



WASTEWATER DISCHARGE INTO POTWS (391-3-6-.08, -.09) GAEPD has proposed amendments to wastewater pretreatment permits for discharge of any pollutant into a publicly owned treatment works (POTWs) and then into the waters of the state. It would amend procedures and practices followed in development and submission of POTW pretreatment programs for GAEPD review, approval or denial, as well as public notification methods. The primary purpose of the proposed amendments is to comply with federal General Pretreatment Regulations for Existing and New Sources of Pollution, which establish responsibilities of government and industry to implement National Pretreatment Standards. Other proposed amendments would correct typographical errors, numerical and alphabetical inconsistencies, and clarify language and definitions, as required by EPA. The [Proposed Rule](#) was published August 5, 2009. Changes were proposed June 23, 2010, and comments were due July 23, 2010. Additional changes were proposed September 22, 2010. A public hearing was held October 27, 2010, and comments were due November 5, 2010. The rules were modified. Public comments were due October 26, 2011, and Board review was held for December 7, 2011.

[Public Meeting Notice](#)

Contact: [Jamila Norman](#), 404-675-1687

SPILL REPORTING (GAC 391-3-6-.05) GAEPD proposed amendments that would modify the definition of "Major Spills," revise reporting requirements for non-major spills and amend the monitoring program protocol. The [Proposed Rule](#) was published September 8, 2010, and a public hearing was held October 15, 2010. Comments were due October 29, 2010. Substantial comments were received; GAEPD is reconciling them. GAEPD will then take the rule before the Board.

[Notice of Proposed Rulemaking](#)

Contact: Marzieh Shahbazaz, (404) 362-2680

SURFACE WATER WITHDRAWAL PERMITS (GAC 391-3-6-.07) GADNR has proposed to amend procedures followed when obtaining a permit to withdraw, divert or impound surface waters of the state. Amendments would set forth information required on a permit application and outline procedures for granting, denying, revoking and modifying such permits. A public hearing was held January 5, 2011, and comments were due January 10, 2011.

[Notice of Proposed Rulemaking, Synopsis of Proposed Amendments, Proposed Amendments](#)

Contact: [Nap Caldwell](#), 404-463-4348

NON-STORMWATER GENERAL PERMITS (GAC 391-3-6-.15) GADNR has proposed amendments that would provide the GADNR Director discretion to allow coverage under a non-storm water general permit without submittal of a Notice of Intent (NOI), where requiring such notice would be inappropriate and federal regulations do not require such notice. The proposed rule would also address general and individual permit requirements, coverage area of a general permit, authorization to discharge, the degree of waste treatment required, notice and public participation, prohibited discharges, modification, revocation, reissuance and termination of permits. A public hearing was held January 18, 2011, and comments were due January 31, 2011. The Board reviewed these requests August 24, 2011. No final actions have been confirmed.

[Notice of Proposed Rulemaking, Synopsis of Proposed Amendments, Proposed Rule Text](#)

Contact: [Nap Caldwell](#), 404-463-4348

STANDARDS FOR PETROLEUM PRODUCTS (GAC 40-20-1-.01, -.12) The Department of Agriculture has proposed to update Rule 40-20-1-.01 to conform to ASTM International standard specifications, EPA regulations and practice. The gasoline sulfur specifications in Rule 40-20-1-.01(a)(1) are revised to 95 ppm, which is also the downstream gasoline sulfur specification in EPA regulation found at 40 CFR 80.210. Lead specifications in Rule 40-20-1-.01(a)(4) and minimum octane ratings for leaded gasoline in Rule 40-20-2-.01(a)(7)(i) are deleted as they are no longer necessary because there leaded gasoline is no longer available for general consumption. The minimum temperature specification for 50% distillation of non-oxygenated Class D-4 gasoline in Rule 40-20-1-.01(a)(5)(i) is changed to 77°C/170° F to conform to specifications in the ASTM D4814 standard. Gasoline from origin to retail not blended with ethanol may meet a minimum 50% evaporated distillation temperature of 66°F for volatility class D-4 only. Gasoline meeting these limits is not suitable for blending with ethanol. Rule 40-20-2-.01(b)(2) is amended to require denatured ethanol used for gasoline blending meet the most recent version of specifications specified in ASTM D4806 standard. A reference to reformulated gasoline ("RFG") in Rule 40-20-2-.01(b)(5) is removed. EPA regulations no longer require minimum oxygen content for RFG. Kinematic viscosity specifications for Fuel Oils in Rule 40-20-2-.01(d)(1)(iv), (d)(2)(iv), (d)(3)(ii), and (d)(4)(ii) are changed to comply with specifications in ASTM D396, the Standard Specifications for Fuel Oils. A public hearing has not been scheduled. The deadline for public comment was May 27, 2011.

[Notice of proposed rulemaking](#)

[Proposed rules: 40-20-1-01, 40-20-1-12](#)

Contact: Rich Lewis, 404-656-3605

INDUSTRIAL STORMWATER DISCHARGES (GAR050000) The 2006 NPDES General Permit No. GAR000000 for Storm Water Discharges Associated with Industrial Activity expired 07/31/11. GAEPD is revising the existing permit for re-issuance in August 2011. The 2006 NPDES General Permit No. GAR000000 (being replaced by GAR050000) continues in force and effect until the new general permit is issued. Any permittee who submitted a properly-completed Notice of Intent (NOI), Version 2006 or Version 2010, to obtain coverage under the current permit prior to the expiration date will automatically remain covered until the new permit is issued. Existing permittees will have up to 30 days after the effective date of the new permit to submit an NOI (Version 2011 only) to obtain coverage under the new permit. A public meeting was held and comments were due August 1, 2011.

[Public Notice](#)

Contact: Frances Carpenter, 404-675-1605

ANTIDEGRADATION POLICY (391-3-6-.03) This rule is being amended to revise the State's antidegradation policy to better describe what requirements must be met before the State allows the discharge of pollutants into Tier 2 (high quality) waters. In addition, a Tier 2.5 designation is being added to protect Significant Natural Resource Waters. Finally, the requirements for Tier 3 waters (Outstanding National Resource Waters or ONRW) are being modified to allow for temporary or short-term changes in water quality, to update the attributes of waters considered for ONRW designation, to clarify that waters designated as ONRW will be included in the Rules, and to reword and renumber the requirements regarding new and expanding point source discharges upstream of and tributary to an ONRW. Public hearings were held October 18-20. Comments were due October 27, 2011, and a meeting was held December 7, 2011.

[Proposed Amendments](#)

[Draft Guidelines for Wastewater Discharge Antidegradation Analysis](#)

Contact: Jane Hendricks, (404) 362-2680

AIR NAAQS (391-3-1-Misc) GAEPD proposed amendments to Georgia's Rules for Air Quality Control, Chapter 391-3-1. The Director of GAEPD certifies that the revision of these rules are required to exercise authority approved and/or delegated by EPA to implement Sections 182(b)(2)(A) of the CAA. A Hearing was held December 6, 2011, and comments were due December 13, 2011. A meeting is scheduled for January 25, 2012.

[Notice of Public Hearing and Proposed Amendments](#)

Contact: Director, Air Protection Branch, 404-363-7000

HAZARDOUS WASTE MANAGEMENT (391-3-11) NCDENR has proposed amendments relating to hazardous waste management. Proposed regulations are being amended to: clarify notification requirements, specifically for hazardous waste transfer facilities and used oil facilities, and documentation and record keeping requirements for hazardous waste accumulation areas, and clarify that used oil containers and tanks must be kept closed except when adding or removing waste; clarify compliance monitoring provisions and correct typographical errors and omissions; amend the F019 listing to exempt wastewater treatment sludge from phosphating processes; establish an alternative set of generator requirements applicable to eligible academic entities; reflect the new name for USEPA Office of Resource Conservation and Recovery; terminate regulations known as the National Environmental Performance Track Program; establish an alternative set of generator requirements applicable to eligible academic entities that are flexible and protective; remove saccharin and its salts from the lists of hazardous constituents and commercial chemical products; allow authorized manifest form printers greater flexibility in complying with Federal printing specifications; implement recent changes to agreements concerning transboundary movement of hazardous waste among OECD countries; and finalize amendments to NESHAPs and Final Standards for HAPs for hazardous waste combustors; provide an alternative standard to use the best demonstrated available technologies for treating carbamate wastes prior to land disposal. The [Notice of Public Hearing](#) and [Proposed Amendments](#) were published November 15, 2011. A Hearing was held December 15, 2011, and comments were due December 19, 2011. Contact: Mark Smith, Chief, Land Protection Branch, 404-463-8509



BOARD ON ELECTRIC GENERATION AND TRANSMISSION SITING (807 KAR 5:100, 5:110) The Kentucky Energy and Environment Cabinet (KEEC) has proposed amendments to rules concerning Board proceedings and permit application requirements. Amendment establishes procedures related to applications, filings, notice requirements, hearings and confidential material under the jurisdiction of the Kentucky State Board on Electric Generation and Transmission Siting; adds language regarding carbon dioxide pipelines; establishes the initial filing fee for an application with the Siting Board for

a construction certificate for a carbon dioxide transmission pipeline. Rules were proposed June 4, 2011, and a public hearing was held July 25, 2011. Comments were due July 31, 2011. Following revisions based on comments received, a public hearing was held October 24, 2011. Revisions await legislative approval.

[Proposed Rules: KAR 5:100; KAR 5:110, Board on Electric Generation and Transmission Siting](#)

Contact: Quang Nguyen, (502) 564-3940

FOREST BIOMASS FOR ENERGY The Kentucky Division of Forestry has released [recommendations for harvesting forest biomass](#) as an alternative energy source. Recommendations for the protection of water quality, wildlife habitat, native species and site productivity are addressed in detail, and are aligned with key issues in the Kentucky Forest Action Plan and the State's energy plan. The News Release was published November 14, 2011. Contact: Division of Forestry, (502) 564-4496

NATIONAL CONSERVATION EASEMENT DATABASE RELEASED KEEC has announced the release of the National Conservation Easement Database (NCED), a collaborative effort among five leading conservation organizations. The database represents the most complete easement dataset for the US, providing information on more than 80,000 easements that equate to 17.8 million acres. The [News Release](#) was published December 19, 2011. Contact: [Kentucky State Nature Preserves Commission](#), (502) 573-2886



CO2 DEFERRAL AND SIP REVISION (APSC-S-5, 6) The Mississippi Department of Environmental Quality (MSDEQ) has amended the State's "Air Emissions Operating Permit Regulations for the Purposes of Title V of the Federal Clean Air Act", APC-S-6. MSDEQ also adopted revisions and amendments to its State Implementation Plan (SIP) to incorporate, by reference, updated relevant portions of federal regulations as promulgated in 40 CFR Parts 51.166 and 52.21 in order to make the state PSD of Air Quality permitting program consistent with the federal requirements. Amendments incorporate federal provisions relating to implementing the 3-year Deferral for CO2 Emissions from Bioenergy and Other Biogenic Sources under the PSD and Title V Programs Rule as promulgated by EPA July 20, 2011, and to incorporate the Reasonable Possibility in Recordkeeping Rule promulgated by EPA December 21, 2007. Amendment also incorporates the Implementation of the New Source Review (NSR) Program for Particulate Matter Less Than 2.5 Micrometers (PM2.5); Final Rule to Repeal Grandfather Provision. Amendments were published November 4, 2011; Hearing was held December 6, 2011; and the Final Rule was filed December 14, 2011. It becomes effective January 13, 2012.

APC-S-5 [Proposed Amendments](#), APC-S-5 [Final Rule Text](#), APC-S-6 [Final Rule Text](#)

Contact: Ted Lampton, Phone: (601) 961-5523, Email: Ted.Lampton@deq.state.ms.us

B100 & BIODIESEL/PETROLEUM BLENDS (MDAC RULES, SUBPART 4, CH. 8, SEC. 113) The Department of Agriculture and Commerce adopted amendments to terminology in rules relating to B100 & biodiesel/petroleum blends. Amendments make terminology consistent with current industry terminology, which affect labeling provisions contained herein. Accordingly, those are also amended. The rule was proposed October 18, 2011, and the Final Rule was filed December 1, 2011. It became effective December 31, 2011.

[Final Rule Filing Notice](#), [Final Rule Text](#)

Contact: Jennifer Thompson, (601) 359-1144, Jennifer@mdac.state.ms.us

CONSERVATION AND ENERGY EFFICIENCY PROGRAMS (RULE 29) The Mississippi Public Service Commission (MSPSC) proposed new Public Utilities Rules of Practice and Procedure Rule 29 to implement energy efficiency programs and standards in Mississippi. The rule applies to electric and natural gas service providers subject to the jurisdiction of MSPSC. It is intended to encourage early implementation of energy efficiency programs, and to provide experience on which Mississippi's service providers and the MSPSC can build long-term energy efficiency programs. The [proposed rule](#) was submitted August 4, 2011. Public comments were due September 16, 2011. A public hearing will be set by subsequent order of the MSPSC.

Contact: [Brian Ray](#), (601) 961-5434

SURFACE WATER AND GROUNDWATER USE AND PROTECTION (LW-2: 51-3-13, 51-3-31, AND 49-17-703) MSDEQ's Commission on Environmental Quality has proposed amendments to "Surface Water and Groundwater Use and Protection Regulations." Amendments to LW-2 would reduce public water infrastructure costs in the public. The Permit Board would have the authority to reject an application for proposed water withdrawal from a publicly owned utility (or require its modification) under circumstances where consolidation between publicly owned utilities would be less costly to the public than the proposed water withdrawal within the areas of the counties of George, Hancock, Harrison, Jackson, Pearl

River, and Stone; and will require permitting of groundwater replacement wells within the areas of the counties of George, Hancock, Harrison, Jackson, Pearl River, and Stone, pursuant to Miss. Code Amt. Sections 51-3-13, 51-3-31, and 49-17-703. The Commission would have the authority to require consolidation of water supply in circumstances where consolidation by and between publicly owned utilities would reduce costs to the public pursuant to the same sections and code. The [Notice of Proposed Rulemaking](#) (underlined at page 23) was published October 1, 2011, and comments were due October 24, 2011. A Public Hearing was held October 25, 2011. Contact: [Jamie Crawford](#), (601) 961-5201



ADVANCED WASTEWATER PRETREATMENT SYSTEM (15A NCAC 18A .1970) The North Carolina Department of Environment and Natural Resources (NCDENR) has adopted rules relating to advanced wastewater pretreatment systems. A wastewater system with a design flow of up to 3000 gallons per day approved pursuant to 15A NCAC 18A .1957(c) or .1969 that includes an advanced pretreatment component shall be specifically designed to meet one of the effluent quality standards specified in Table VII prior to dispersal of the effluent to the soil and shall comply with the requirements of this Rule. The [Proposed Rule](#) was published May 2, 2011. The Final rule became effective October 1, 2011. The [Approved Rule](#) was published November 1, 2011. Contact: Steven Berkowitz, (919)715-3271

PSD REQUIREMENTS FOR GHGs (15A NCAC 02D .0544) NCDENR has proposed a rule for a temporary amendment to update the PSD for GHGs Rule in order to reflect the three year Federal deferral from consideration of CO2 emissions from combustion of biomass. The Environmental Management Commission (EMC) is requested to approve one or more public hearings to consider these temporary rules. So the existing rule is no more restrictive than the Federal rule in accordance with G.S. 150B-19.3, NC Division of Air Quality (DAQ) needs to amend the State rule to incorporate the EPA deferral period for biogenic CO2 emissions. Also under G.S. 150B 19.1(a)(2), an agency shall seek to reduce the burden upon those persons or entities who must comply with the rule being adopted. Deferring biogenic CO2 emissions will reduce the regulatory burden on affected facilities by eliminating biogenic CO2 emissions when determining whether a stationary source meets the PSD and Title V applicability thresholds, including those for the application of Best Available Control Technology (BACT). A Temporary Rule is being presented to the Board to ensure that stationary sources would not have to complete a BACT analysis for biogenic CO2, and possibly be required to install equipment to control emissions during the three year deferral period and during the permanent rulemaking process. EPA's future rulemaking is uncertain until EPA completes review of the scientific and technical issues related to accounting for biogenic CO2 emissions. A public hearing was held September 28, 2011, and public comments were due October 14, 2011.

[Rule Information](#)

Contact: [Joelle Burleson](#), 919-733-1474

UNDERGROUND INJECTION CONTROL WELLS (15A NCAC 02C – VARIOUS) NCDENR has proposed amendments to comply with changes to applicable federal regulations, make organizational improvements, and to make editorial changes or corrections. Organizational changes would provide that all administrative requirements are located in a single rule, and so that unique requirements for different types of injection wells are located in a specific rule dedicated to each type of injection well. Amendment would primarily enable each allowable injection well type to have permitting, construction, monitoring and reporting requirements located in a unique rule dedicated to each type of allowable injection well. Other amendments are to be reserved for future codification in order to simplify the rulemaking process for emerging issues. Amendments contain language of existing rules that will be relocated to new rules to provide a smooth organizational structure. Rules proposed for repeal consist of regulatory language that is being relocated to the content of the rules proposed for amendment, which will enable an organizational structure where each allowable injection well-type has permitting, construction, monitoring and reporting requirements located in a unique rule dedicated to that well type. The Notice of Proposed Rules was published October 17, 2011. Hearings were scheduled for November 20, and December 1, December 13-14, 2011. Comments are due January 13, 2012.

[Proposed Rules](#)

Contact: Thomas Slusser, 919-715-6164

OPEN BURNING (15A NCAC 02D .1900) NCDENR has proposed amendments in response to the General Assembly's Session Law 2011-394, House Bill 119, which makes changes to rules that govern open burning without a permit and air curtain burners. [Draft Rule Amendments](#) were published October 18, 2011. Contact: [Joelle Burleson](#), 919-733-1474

ALBEMARLE-PAMLICO NATIONAL ESTUARY PROGRAM DRAFT MANAGEMENT PLAN – INPUT REQUESTED The Albemarle-Pamlico National Estuary Program (APNEP) is seeking feedback from partners and the public on its draft Comprehensive

Conservation and Management Plan to protect and restore the Albemarle-Pamlico estuarine system. The plan provides an overarching vision and direction to advance ecosystem management and protection for the Albemarle-Pamlico estuary during the next 10 years. APNEP is a federally funded program that supports ecosystem-based management of the Albemarle-Pamlico estuary and its watershed, an area that spans parts of North Carolina and Virginia. APNEP's mission is to identify, protect and restore the significant resources of the Albemarle-Pamlico estuarine system. The program pursues its mission by working closely with residents, scientists, universities, businesses, non-profit organizations and all levels of government. It is supported by NCDENR, EPA and the Virginia Department of Conservation and Recreation. To facilitate public input and dialogue, APNEP will conduct public meetings in eastern North Carolina and southeastern Virginia in November and December (see below). The objectives of the meetings are to present an overview of the draft plan and the process to develop it, and provide members of the public with an opportunity to ask clarifying questions about the draft strategic action plan and offer comments and suggestions. The meetings will include a presentation and a public comment session, hosted in an open house format where participants will have informal opportunities to engage with APNEP staff on specific topics. Please note, these are not regulatory hearings, and advertisement of these meetings in the North Carolina Register is for notification purposes only. The [Notice](#) was published on November 15, 2011. Meetings were held November 21, 22, 29, 30, and December 6-7, 2011. Comments are due January 17, 2012. Contact: Albemarle-Pamlico National Estuary Program, c/o [Jim Hawhee](#), (919) 707-8632



AIR PERMITTING GUIDANCE The South Carolina Department of Health and Environmental Control (SCDHEC) has published two [guidance memos](#) to be used by Bureau of Air Quality (BAQ) staff to determine when like-for-like replacement of equipment and control device(s) will be allowed without a construction permit. One memo is to be used for PSD major sources and the other for PSD non-major sources. SCDHEC grants permission to proceed with minor alterations or additions without issuance of a permit when the SCDHEC determines the alteration or addition will not increase quantity or alter the character of the source's emissions. A facility may request an exemption from the requirement to obtain a construction permit for modifications to existing equipment, including the reconstruction, relocation, and replacement of existing equipment. A Notice was published November 25, 2011. Contact: SCDHEC (803), 898-3432

AIR EXEMPT SOURCES SCDHEC has published a list of sources for which it has determined that construction permits shall not be required. SCDHEC is placing the exempt sources listed in Section II(B)(2) and other sources determined will not interfere with attainment or maintenance of any State or Federal standard, on a list of sources to be exempted without further review. This list of exempt sources will be maintained by SCDHEC and periodically published in the South Carolina State Register. Notice of [General Public Interest](#) was published November 25, 2011. Contact: SCDHEC, (803) 898-3432

SURFACE WATER WITHDRAWAL, PERMITTING, USE & REPORTING (R. 61-119, 121-10, 121-12) This rulemaking implements new rules to rename sections of the Surface Water Withdrawal, Permitting, Use and Reporting Act, amends rules to incorporate fees authorized by this Act, and repeals regulations which would become obsolete upon promulgation of the new regulation. The first Notice of Drafting was published August 27, 2010; second May 27, 2011; deadline for comments was June 27, 2011. Revisions were made based on comments received, and the rule was reissued for public comment August 26, 2011. Comments were due September 26, 2011. The public hearing scheduled for October 13, 2011 was postponed until December 8, 2011.

[Proposed Rule](#)

Contact: Charles Gorman (803) 898-3112

HAZARDOUS WASTE (R.61-79) SCDHEC has proposed to amend R.61-79, Hazardous Waste Management Regulations. South Carolina intends to adopt two final Federal amendments published between July 1, 2009, and June 30, 2010, and to correct errors and omissions in previously adopted regulations. The first rule, the Organization for Economic Cooperation and Development (OECD), Requirements; Export Shipments of Spent Lead-Acid Batteries, implements recent changes to agreements concerning transboundary movement of hazardous waste among countries belonging to the OECD. It establishes notice and consent requirements for spent lead-acid batteries intended for reclamation in a foreign country, and specifies requirements for exception reports concerning hazardous waste exports and requirements for US receiving facilities for import consent documentation of incoming hazardous waste import shipments. This rule was published by EPA January 8, 2010, at [75 FR 1236](#). Adoption of this rule is optional to States. The second rule covers Hazardous Waste Technical Corrections and Clarifications published March 18, 2010, at 75 FR 12989. The rule makes corrections to errors made by EPA. Some corrections are necessary to make conforming changes to all appropriate parts of RCRA hazardous waste rules that have since been promulgated. Changes clarify existing parts of the hazardous waste

regulatory program and update references to DOT regulations that have changed since publication of various RCRA final rules. SCDHEC intends to correct omissions in language and errors made by the South Carolina Hazardous Waste Management (HWM) program. South Carolina HWM Regulations will be adopted verbatim to match the Code of Federal Regulations. Some errors and omissions being corrected were a result of an incomplete transfer of information from the EPA to the State. Corrections will bring South Carolina HWMR into conformity with the US Code of Federal Regulations. Proposed corrections will be made to regulations previously approved and adopted by the SCDHEC Board and approved by the Legislature. No new rules will be included in the corrections. Comments were due December 30, 2011. Revisions based on comments received are not complete.

[Proposed Rule](#)

Contact: Richard Haynes, (803) 896-4070

AIR POLLUTION CONTROL (61-62.60; 61-62.61; 61-62.63; 61-62.5) SCDHEC has proposed amendments to air pollution control regulations and standards and the SC Air Quality SIP: amend Regulations 61-62.60, .61 and .63, to incorporate by reference federal amendments published from January 1, 2010 through December 31, 2010; amend Regulation 61-62.63, to incorporate a 2008 amendment to 40 CFR Part 63 based on a final rule entitled National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities (73 FR 35939; June 25, 2008); reformat the AAQS Table and revise Regulation 61-62.5, Standard 2, to incorporate deletion of an annual standard for PM10 that EPA revoked in 2006; and amend Regulation, 61-62.5, Standard 7, to incorporate maximum allowable increases in ambient pollutant concentrations ("increments") required by PSD for PM 2.5 (75 FR 64864, October 20, 2010). The final rule adds two EPA screening tools PM2.5. The tools are not federally mandated and may be incorporated in a future action. SCDHEC may propose other changes to Regulation 61-62, to include corrections for internal consistency, clarification, reference, punctuation, codification, formatting and spelling. Proposed amendments in this Notice will not be more stringent than current federal requirements, thus do not require legislative review. [Notice of Drafting](#) was published October 28, 2011, and comments were due November 28, 2011. Contact: [Mallori McAllister](#)

NPDES GENERAL PERMIT FOR STORMWATER DISCHARGES FROM CONSTRUCTION ACTIVITIES (SCR100000) SCDHEC is seeking input on this [proposed permit](#) and invites interested people to a public hearing and/or to provide written comments. A Public Hearing was held November 14, 2011, and comments were due November 28, 2011.

[Notice of Proposed Permit](#), [Fact Sheets and Rationale](#), [Notice of Intent/Certification Forms](#)

Contact: Freedom of Information Office, 2600 Bull Street, Columbia, SC 29201, (803)-898-3882

CLASSIFIED WATERS (R.61-68; R.61-69) SCDHEC has proposed amendments to R.61-68 to strengthen and improve the existing regulation and make appropriate revisions of the State's water quality standards in accordance with the Federal Clean Water Act (CWA), as required by Section 303(c)(2)(B) stating that South Carolina's water quality standards be reviewed and revised, where necessary, to comply with Federal regulatory revisions and recommendations. SCDHEC proposes revisions to replace fecal coliform as a bacterial indicator for recreational uses in freshwaters of the State. Revisions would replace specific language regarding how the bacterial indicator species will be used for implementation activities of SCDHEC in all waters of the State and revisions associated with corrections or clarifications for language in the current regulation. SCDHEC proposes to amend R.61-69 for consistency with proposed language changes in R.61-68, to correct errors, and make other changes necessary to improve overall quality of the regulation. The first Notice of Drafting was published April 22, 2011, and the second was published July 22, 2011. A Notice of Proposed Regulations was published October 28, 2011. Comments were due November 20, 2011, and a Public Hearing is scheduled for January 8, 2012.

[Proposed Rule Information](#)

Contact: [Gina Kirkland](#), (803) 898-4330



UST PROGRAM (TAC 1200-1-15.1-.16) The Tennessee Department of Environment and Conservation (TDEC) has adopted rulemaking relating to the Underground Storage Tank Program. Rulemaking repeals rules regarding the UST Program; program scope, definitions and proprietary information; UST system: installation and operation; notification, reporting and record keeping; release detection; release reporting, investigation and confirmation; petroleum release response, remediation and risk management; out-of-service UST systems and closure; financial responsibility; petroleum underground storage tank fund; fee collection; appeals; indicia of ownership; voluntary registry; record retention by the Division; petroleum product delivery; and certified operator program in Chapters 1200-1-15-.1 thru .16 (moves them to new Chapters 0400-18-1-.1 thru .16). A [Notice of Rulemaking Hearing](#) was filed June 27, 2011. A Hearing was held and comments due, August 25, 2011. Rulemaking Hearing Rules were filed December 8, 2011. The rule becomes effective

March 7, 2012.

[Notice of Proposed Rulemaking, Text](#)

Contact: Rhonda Key, 615-532-0972

ADMINISTRATIVE PROCEDURES (1200-01--22; 0400-10-01--) TDEC has proposed changes to Chapter 1200-01-10 to reflect the reorganization of TDEC rules in order to be more logical and user friendly. Various additions and modifications will incorporate changes to the numbering designation of rules from 1200-01-10 to 0400-10-01, and correct typographical errors throughout all Chapters. The Notice of Rulemaking Hearing was filed June 7, 2011. A hearing was held on August 5, 2011, and [Rulemaking Hearing Rule](#) was filed November 15, 2011. The rule becomes effective February 13, 2012. Contact: [David Moran](#), (615) 532-0875.

LEAD-BASED PAINT ABATEMENT (1200-1-18-.1-.6, 0400-13-1.1-.6) TDEC has proposed amendments that would provide procedures and requirements for accreditation of lead-based paint activities and renovation training programs; outline procedures and requirements for certification of individuals and firms engaged in lead-based paint activities; and provide work practice standards for performing such activities. Amendments would repeal unnecessary provisions, and stipulate that all lead-based paint activities be performed by certified individuals and firms. OGC completed its review the week of March 29, 2010. The rule was sent to the Attorney General for review and to ensure that legislative authorities are in existence and cited properly. The rule remains at the Attorney General's Office. It is anticipated that the rule will be filed with the Secretary of State in 2011. Once filed, the rule becomes effective 90 days later.

[Notice of Proposed Rulemaking](#)

Contact: [Adrienne White](#), 615-532-0885

STATE SOLID WASTE REDUCTION GOALS (TAC 1200-1-7-.1, -.9, -.10) TDEC has [proposed amendments](#) to address state waste reduction goals: reduce annually, the amount of solid waste going to Class I, Class III, and Class IV landfills. The rule addresses a private sector survey that would establish a baseline index for waste reduction and recycling activities, as well as monitor change. The current waste disposal reduction goal would be deleted in its entirety. Amendments would add definitions for calculated generation, municipal solid waste, E-scrap, local government, material derived fuels and waste to energy facility/combustor. The rule did not go before the Solid Waste Disposal Control Board at the December 7, 2010 meeting. There will be meetings with stakeholders in 2011 to help to shape draft language. It will likely be several months before the new rule language is drafted. Contact: [Greg Luke](#), 615-532-0874

WASTE MANAGEMENT PROGRAM (TAC 0400 VARIOUS AND 1200-1-VARIOUS) TDEC is proposing to repeal rules regarding solid waste management in various sections of Chapter 1200-0, and move them throughout various sections of new Chapter 0400-12. The effort would establish a voluntary alternate set of flexible and protective generator requirements applicable to laboratories owned by eligible academic entities, and address the specific nature of hazardous waste generation and accumulation in these laboratories. The rule would adopt Federal changes to agreements concerning transboundary movement of hazardous waste among countries belonging to the Organization for Economic Cooperation and Development (OECD). The rule was proposed June 10, 2011, a public hearing was held August 5, 2011, and the comment deadline was August 11, 2011. A public hearing was held, and public comments were due September 14, 2011.

[Notice of Rulemaking Hearing](#)

Contact: [Mr. David Moran](#), 615-532-0875

CORRECTIVE ACTION ORDER The TDEC Division of Solid Waste Management (DSWM) proposes to issue an order to DoD, Army, owner of the former Volunteer Army Ammunition Plant (VOAAP) EPA ID Number: TN6 21 002 0933, located in Chattanooga, Hamilton County, Tennessee. The order will include conditions for continuing corrective action of solid waste management units (SWMUs) and areas of concern (AOCs). These conditions apply to the entire site. Currently, all corrective action oversight at VOAAP is being conducted by the EPA and the DSWM in accordance with an EPA-issued Administrative Order under Section 3008(h) of RCRA. On April 11, 2007, DSWM notified the Army that VOAAP was included on the 2020 GPRA Cleanup Baseline. As a result, DSWM and EPA have the responsibility of ensuring that corrective action be completed at VOAAP or, alternatively, a protective final remedy will be in place (i.e., remedy construction complete) by the end of 2020. Since Tennessee is authorized to implement corrective action, all parties have agreed to consolidate all ongoing corrective action under an enforceable document with DSWM as the lead agency. The order identifies known SWMUs and AOCs for the entire VOAAP site. DOD is required to investigate any releases of hazardous waste or hazardous constituents pursuant to this agreed order and to take appropriate corrective action for any such releases. In addition to corrective action, under the conditions of this agreed order, DoD is also required to notify of imminent hazards; and as applicable, comply with the requirements developed under land disposal restrictions and organic air emission standards. DSWM proposes to issue the order under the authority of the Tennessee Hazardous Waste Management Act of 1977, Tennessee Code Annotated, Section 68-212-101 et seq., and Tennessee Rule Chapter 1200-01-11, Hazardous Waste Management. A draft order has been prepared and is available for public review and comment. A Fact

Sheet summarizing corrective action activities to date has also been prepared and is available for public review. The order is pending action by TDEC.

[Notice of Intent](#)

Contact: Roger Donovan, 423-757-5310

Department of Defense Activity

HEXAVALENT CHROMIUM (NOVEMBER 21, 2011, [76 FR 71926](#)) DoD has proposed amending the May 5, 2011, Defense Federal Acquisition Regulation Supplement (DFARS): Applicability of Hexavalent Chromium Policy to Commercial Items (DFARS Case 2011- D047), which called for minimization of use of materials containing hexavalent chromium in items acquired by DoD. The final rule created a new DFARS clause, 252.223-7008, Prohibition of Hexavalent Chromium, that prohibits a contractor from providing deliverables or construction material that contains hexavalent chromium in a concentration greater than 0.1 percent by weight in any homogeneous material; or requires removal or reapplication of hexavalent chromium materials during subsequent sustainment phases of the deliverable or construction material. Proposed policy amendment clarifies the ruling by: explicitly applying the prohibition to procurement of commercial items by including in DFARS 212.301(f), the requirement for use of the clause at DFARS 252.223-7008: extending the requirement to commercial subcontracts under a noncommercial prime contract, [the clause DFARS 252.223-7008 must be added to the list of clauses in DFARS 252.244-7000, Subcontracts for Commercial Items and Commercial Components (DOD Contracts)]; and simplifying so that DFARS 244.403 does not require update every time a clause is added to the list in 252.244-7000 for flow down to subcontracts for commercial items, as 252.244-7000 states that listed clauses shall flow down when applicable. This rule augments the list of clauses in 252.244-7000 with indication of the conditions of applicability for each cause. Comments are due January 20, 2012. For further information: Amy G. Williams, OUSD (AT&L) DPAP/DARS, Washington, DC; 703-602-0328.

PROCUREMENT OF DOMESTIC PHOTOVOLTAIC DEVICES (DECEMBER 20, 2011, [76 FR 78858](#)) DoD is issuing an interim rule to implement a FY 2011 National Defense Authorization Act requirement that photovoltaic devices utilized in performance of any covered contract shall comply with the Buy American statute. A covered contract is defined as an energy savings performance contract, a utility service contract, or a private housing contract, if such contract will result in DoD ownership of photovoltaic devices, by means other than DoD purchase as end products. DoD is deemed to own a photovoltaic device if the device is installed on DoD property or in a facility owned by DoD, and reserved for the exclusive use of DoD for the full economic life of the device. Prior to this definition, ownership would have required transfer of title for the equipment to the Government. A lengthy clause, 252.225-7017, is provided for inclusion in contracts. The clause specifies applicable dollar thresholds, lists numerous countries qualified under trade agreements as providers of photovoltaic devices, and provides relevant definitions. For further information: Amy G. Williams, Defense Acquisition Regulations System, OUSD, Defense Pentagon, Washington, DC, 703-602-0328.

Federal Activity

AIR

AIR QUALITY DESIGNATIONS FOR THE 2008 LEAD (Pb) NAAQS (NOVEMBER 22, 2011, [76 FR 72097](#)) EPA has finalized the remaining air quality designations for the 2008 lead (Pb) National Ambient Air Quality Standards (NAAQS), adding portions of five counties as non-attainment areas. In a November 16, 2010 announcement, EPA designated 16 areas as "nonattainment" for the 2008 Pb NAAQS. EPA has established a [website](#) for this rulemaking, and [maps](#) showing counties in partial non-attainment are also available. For further information: [Rhonda Wright](#), EPA Office of Air Quality Planning and Standards, Research Triangle Park, N.C., (919) 541- 1087. See Federal Register text for regional office contacts.

GHG REPORTING (NOVEMBER 29, 2011, [76 FR 73886](#)) EPA is amending specific provisions in the Mandatory Reporting of Greenhouse Gases (GHG) Rule. These final changes include additional information to clarify compliance obligations, correct data reporting elements so they more closely conform to the information used to perform calculations, and make other corrections and amendments. In addition, these final amendments allow a limited, one-time six month extension of the 2012 reporting deadline for facilities and suppliers that contain one or more source categories for which

data collection began in 2011. Entities potentially affected include solid waste landfills, sewage treatment facilities and others. EPA has determined that it is feasible for sources to implement these technical amendments for the 2011 reporting year because they primarily provide clarification regarding existing regulatory requirements, do not change the type of information that must be collected, and do not materially affect how GHG emissions or quantities are calculated. For further information: Carole Cook, EPA Office of Atmospheric Programs, Washington, DC, (202) 343-9263, GHGReportingRule@epa.gov.

LABORATORY AND ANALYTICAL USE EXEMPTION FOR ESSENTIAL CLASS I OZONE-DEPLETING SUBSTANCES (DECEMBER 15, 2011, [76 FR 77909](#)) EPA is extending the laboratory and analytical use exemption for production and import of Class I ozone-depleting substances (ODS) through December 31, 2014. This action is taken under the Clean Air Act (CAA) consistent with the recent actions by the Parties to the Montreal Protocol on Substances that Deplete the Ozone Layer. The exemption allows the production and import of controlled substances in the US for laboratory and analytical uses that have not been already identified by EPA as nonessential.

SOLID WASTE INCINERATION UNITS (DECEMBER 23, 2011, [76 FR 80452](#)) On March 21, 2011, EPA promulgated its final response to the 2001 voluntary remand of the December 1, 2000, new source performance standards (NSPS) and emission guidelines for commercial and industrial solid waste incineration units and the vacatur and remand of several definitions by the DC Circuit Court of Appeals in 2007. EPA is reconsidering and requesting comment on several provisions of the final NSPS and emission guidelines for commercial and industrial solid waste incineration units. EPA is also proposing amendments to regulations codified by the Non-Hazardous Secondary Materials rule. Comments must be received on or before February 21, 2012. For further information: [Toni Jones](#), EPA, Fuels and Incineration Group, Research Triangle Park, NC; (919) 541-0316.

NESHAPS FOR AREA SOURCES (DECEMBER 23, 2011, [76 FR 80532](#)) EPA is proposing amendments to the (March 21, 2011) final rule for the control of hazardous air pollutants (HAPs) from industrial boilers, and commercial and institutional boilers located at area sources. This rule affects coal, biomass, and oil-fired units located at area (non major) HAP sources. It extends the deadline for initial tune-ups for existing boilers by one year from March 21, 2012, to March 21, 2013. EPA might stay the effective date of the entire rule for 90 days since amendments will not be finalized by March 21, 2012. The compliance date for emission limits and for implementation of other work practices would remain March 21, 2014. The proposed rule reduces frequency for subsequent tune-ups for certain boilers. For units located on area sources, a tune-up is required every five years for all seasonal boilers and all oil-fired boilers rated 5 MMBtu/hr or less heat input. Existing and new coal-fired boilers rated 10 MMBtu/hr or more are not subject to a tune-up requirement. Other boilers must complete a tune-up biennially. It adds exemptions for temporary boilers, residential boilers, electric boilers and electric utility steam generating units; higher allowable mercury (Hg) emission limits for coal boilers based on review of best achieving units; revises the definition of "energy assessment" to clarify that the requirement is limited to assessing energy use systems located on-site that are associated with the affected boilers and process heaters; and expands the definition of natural gas curtailment. EPA has separately proposed changes to the rules for boilers located at major HAP sources. Comments are due February 21, 2012. For further information: [James Eddinger](#); EPA, Office of Air Quality Planning and Standards, Research Triangle Park, NC; (919) 541-5426.

CLIMATE CHANGE

BIODIESEL FUEL BLENDS (DECEMBER 16, 2011, [76 FR 78290](#)) The Coast Guard announced its intent to enter into a Cooperative Research and Development Agreement (CRADA) with private participants to investigate issues associated with using biodiesel fuel blends in marine inboard engines, to reduce GHG emissions. Investigation will focus on advantages, disadvantages, required technology enhancements, performance, costs and other issues. The Coast Guard invites comment on the proposed CRADA, and also invites other non-Federal participants to consider entry into similar CRADAs. Comments are due January 17, 2012. For further information: [Richard Hansen](#), US Coast Guard R&DC; New London, CT, (860) 271-2866.

REGIONAL WATERSHED PLANNING (DECEMBER 16, 2011) Developed cooperatively by EPA, US Army Corps of Engineers (USACE), California Department of Water Resources, and the Resources Legacy Fund, the "[Climate Change Handbook for Regional Watershed Planning](#)" provides a framework for considering climate change in water management planning. Key decision considerations, resources, tools and decision options are presented to guide resource managers and planners as they develop means of adapting programs to a changing climate.

ENERGY

ENERGY SAVINGS AND PERFORMANCE BASED CONTRACTING (DECEMBER 2, 2011) The President issued a [Memorandum to Agency Heads on the Implementation of Energy Savings Projects and Performance-Based Contracting](#). The memo

calls for Agencies to fully implement energy conservation measures (ECMs) with a payback time of less than 10 years, consistent with real property and capital improvement plans. The Federal Government shall enter into a minimum of \$2 billion in performance-based contracts in Federal building energy efficiency within 24 months, and each Agency shall include its anticipated total performance-based contract volume in an implementation schedule submitted by January 31, 2012. Agencies shall prioritize new projects in the implementation schedule based on return on investment, and implementation shall be tracked subsequently by the Federal Energy Management Program (FEMP) and the Office of Management and Budget (OMB). Beginning in 2012, Agencies shall incorporate the planned implementation schedule into their annual Strategic Sustainability Performance Plans; shall ensure that performance-based contracts are consistent with, and do not duplicate or conflict with, real property plans or planned capital improvements; are encouraged to enter into installation-wide and portfolio-wide performance contracts and undertake comprehensive projects that include short-term and long-term ECMs. Agencies shall use the Department of Energy's (DOE) Compliance Tracking System (CTS) to report implemented ECMs; shall complete all energy and water evaluations required by EISA Section 432, and report the ECMs and associated cost saving opportunities identified through these evaluations to the CTS; where technically feasible, Agencies shall continue efforts to connect meters and advanced metering devices to enterprise energy management systems. Subject to the protection of critical infrastructure information and avoidance of disclosure of sensitive information relating to national security, FEMP shall annually publish Government-wide implementation results, as well as facility energy usage data, in machine readable formats on Agency websites, consistent with applicable OMB guidance. Agency Heads may exempt facilities based on national security considerations.

COORDINATION OF FEDERAL AUTHORIZATIONS FOR ELECTRIC TRANSMISSION FACILITIES (DECEMBER 13, 2011, 76 FR 77432) DOE is proposing to amend its regulations for coordination of Federal authorizations for proposed interstate electric transmission facilities. On October 23, 2009, DOE and eight other Federal agencies entered into an [MOU](#) to improve coordination in the siting and permitting process for electric transmission facilities on Federal land. The proposed rule would require permitting entities to inform DOE of requests for authorizations required under Federal law for qualifying projects. They would also establish a process whereby applicants for interstate electric transmission facilities that are not qualifying projects can request DOE assistance in the Federal authorization process. The 2009 MOU defines qualifying projects as "high voltage transmission line projects (generally 230 kV or above), and their attendant facilities, or otherwise regionally or nationally significant transmission lines and their attendant facilities, in which all or part of a proposed transmission line crosses jurisdictions administered by more than one Participating Agency." This proposed rule would codify the 2009 MOU coordination process for qualifying projects, and provide for discretionary coordination of Federal authorizations for projects other than qualifying projects. Comments are due by January 27, 2012.

INTEGRATING VARIABLE ENERGY RESOURCES IN CONTROL CENTERS (DECEMBER 19, 2011) This [report](#) provides first-hand perspectives on the effects of variable energy sources, including wind power plants on grid operations. It also supplies grid operators with practical tools and information to help them tackle the challenge of integrating more renewable energy resources into the nation's power grid.

NATURAL RESOURCES

ENDANGERED SPECIES ACT PHRASE INTERPRETATION (DECEMBER 9, 2011, 76 FR 76987) The USFWS and NMFS announced a draft policy to provide interpretation of the phrase "significant portion of its range" in the Endangered Species Act's (ESA) definitions of "endangered species" and "threatened species." The services propose that: if a species is found to be endangered or threatened in only a significant portion of its range, the entire species is listed as endangered or threatened, respectively, and ESA protections apply across the species' entire range; a portion of the range of a species is "significant" if its contribution to the viability of the species is so important that, without that portion, the species would be in danger of extinction; the range of a species is considered to be the general geographical area within which that species can be found at the time USFWS or NMFS makes any particular status determination; and if the species is not endangered or threatened throughout all of its range, but it is endangered or threatened within a significant portion of its range, and the population in that significant portion is a valid distinct population segment (DPS), we will list the DPS rather than the entire taxonomic species or subspecies. Comments are due February 7, 2012. For further information: Rick Sayers, U.S. FWS, Endangered Species Program, Arlington, VA; (703) 358-2171.

TIMELY REVIEWS UNDER NEPA (DECEMBER 13, 2011, 76 FR 77492) The Council on Environmental Quality (CEQ) is issuing [draft guidance](#) on Improving the Process for Preparing Efficient and Timely Environmental Reviews under the National Environmental Policy Act for public review and comment. The National Environmental Policy Act (NEPA) and CEQ regulations implementing NEPA provide numerous techniques for preparing efficient and timely environmental reviews. For further information: Horst Greczmiel, CEQ, Washington, DC; (202) 395-5750.

TOXICS

PESTICIDE CHEMICAL SEARCH (NOVEMBER 29, 2011) This EPA web-based application will provide users easy access to chemical-specific information from the Office of Pesticide Programs' website and several other important sources. [Pesticide Chemical Search](#) is designed to consolidate information related to pesticide chemicals' active ingredients, making it easier to find related regulatory and scientific information.

WATER

NATIONAL OCEAN COUNCIL'S DATA PORTAL (DECEMBER 19, 2011) This is the National Ocean Council's portal for data, information, and tools to support people engaged in planning for the future of the ocean, our coasts, and the Great Lakes. The goal is to be a one-stop hub to support planners and to provide useful information to the public.

VARIOUS DATES AND LOCATIONS THROUGHOUT NC: [CONTINUING EDUCATION ENVIRONMENTAL, SAFETY & HEALTH WORK-](#)

Professional Development

SHOPS. NC State University offers various environmental courses, to include HAZWOPPER, Hazardous Waste Management, Hazardous Materials Transportation and more.

VARIOUS DATES AND TIMES ONLINE: [NPDES TRAINING COURSES AND WORKSHOPS.](#) Training courses, workshops, and webcasts explain the regulatory framework and technical considerations of the NPDES Permit program; designed for permit writers, dischargers, USEPA officials and other interested parties.

VARIOUS DATES AND TIMES ONLINE: [INTERSTATE TECHNOLOGY AND REGULATORY COUNCIL \(ITRC\) INTERNET BASED TRAINING.](#) ITRC is a state-led coalition working together with federal partners, industry, academia, and stakeholders to achieve regulatory acceptance of environmental technologies. In conjunction with EPA's Technology Innovation and Field Services Division (TIFSD), ITRC delivers training courses via the Internet to reach a geographically dispersed audience of regulators, consultants, and other members of the environmental community. The training sessions last approximately two hours, cover technical and regulatory information specific to environmental technologies and innovative approaches, and are supported by consensus-based ITRC guidance documents.

VARIOUS DATES AND TIMES: [EPA RCRA TRAINING.](#) RCRA-related online courses, seminars, webinars, podcasts, and videos are posted throughout USEPA's waste website. Introductory and advanced courses are included for federal and state regulators, the regulated community, organizations, associations, and consumers interested in environmental laws, regulations and implementation.

ANYTIME ONLINE: [EPA WATERSHED ACADEMY.](#) The website offers a variety of self-paced training modules that represent a basic and broad introduction to the watershed management field. Modules vary in time to complete, from 1/2 hour to 2 hours.

ANYTIME ONLINE: [EPA RESOURCE CONSERVATION CHALLENGE ACADEMY.](#) The academy series provides information to materials management stakeholders through webinars related to EPA's Resource Conservation Challenge. Learn about key issues, successful projects, and a variety of best management practices for creating stellar waste management programs.

ANYTIME ONLINE: [EPA REDUCES RUNOFF VIDEO.](#) Online video highlights green building techniques (rain gardens, green roofs, etc.) to help manage storm water runoff.

ANYTIME ONLINE: [DEFENSE ACQUISITION UNIVERSITY \(DAU\).](#) DAU developed on-line resources available for the DoD AT&L workforce, industry partners, and other federal, state, and local government organizations. The on-line resources provide the ability to apply for a course, take a continuous learning module for continuous learning credit, research policy and other documents, link to related learning and knowledge content, ask a professor a question, contribute knowledge objects (such as lessons learned, best practices, templates, or samples), or collaborate with peers on work issues.

ANYTIME ONLINE: [DOILEARN.](#) DOI Learn houses natural resource courses and training offered by all organizations within the Department of Interior, to include the National Park System, Fish and Wildlife Service, Bureau of Land Management, etc.

ANYTIME ONLINE: [GOLEARN.](#) GoLearn provides government employees and military personnel with web-based learning

and development courses, and other products and services. Site registration is required, including a nominal fee for federal users.

ANYTIME ONLINE: [ARMY PODCAST SERVICE](#). The Army offers free podcasts on a wide variety of topics, including an environmental series, an Army Corps of Engineers series, and many more. The podcasts are available through a free subscription service. It is not necessary to own an ipod in order to view or listen to a podcast.

ANYTIME ONLINE: [TRAINING FOR FEDERAL GHG INVENTORIES](#). A component of FedCenter's broader "Greenhouse Gas Inventory Reporting" site is available. The FEMP-developed training offers three types of training that can help in understanding the processes needed to develop an agency's GHG inventory under EO 13514 section 9. These trainings include online interactive courses, archived webinar videos and PowerPoint files from training courses.

JANUARY 10-13, ORLANDO, FL: [ENVIRONMENTAL AWARENESS BOOTCAMP](#). This course covers in detail numerous environmental air, water and waste regulations. Days 3 and 4 will teach how these regulations apply to organizations and how to keep in compliance. This seminar is a wonderful chance to meet and converse with other environmental professionals.

JANUARY 18-20, WASHINGTON, DC: [12TH NATIONAL CONFERENCE ON SCIENCE, POLICY, AND THE ENVIRONMENT: ENVIRONMENT AND SECURITY](#). The security of individuals, communities and nations is profoundly affected by environmental change – population movements, conflicts over water and other natural resources, political and economic instability caused by food and energy prices, and sea level rise are just a few examples. In addition, the ways in which nations choose to pursue their security objectives, through military, diplomatic, and humanitarian means, have significant environmental consequences. This national conference will explore strategically selected environment and security issues, the dynamic interrelationships between them, common underlying scientific issues, and regional case studies.

FEBRUARY 7-9, ORLANDO, FL: [CARBON MANAGEMENT TECHNOLOGY CONFERENCE](#). The inaugural conference draws professionals from all engineering disciplines to share expertise and provide perspectives on the reduction of greenhouse gas emissions and adaptation to changing climate. The program will focus on engineering perspectives including technologies, strategies, policies and management systems.

FEBRUARY 15-16, GAINESVILLE, FL: [UNIVERSITY OF FLORIDA WATER INSTITUTE SYMPOSIUM](#). This symposium will bring together scientists, engineers, academics, non-governmental organizations, policy makers, water managers, industry and utility representatives, lawyers, students, and the public to explore emerging issues related to nutrient sources, dynamics, management, and policy from multiple perspectives.

FEBRUARY 27-29, WASHINGTON, DC: [ENERGY INNOVATION SUMMIT](#). The summit is designed to unite key players from all sectors of the nation's energy innovation community to share ideas for developing and deploying the next generation of clean energy technologies. The event is co-hosted by U.S. Department of Energy's Advanced Research Projects Agency - Energy and Clean Technology and Sustainable Industries Organization.

MARCH 11-14, PHILADELPHIA, PA: [27TH INTERNATIONAL CONFERENCE ON SOLID WASTE TECHNOLOGY AND MANAGEMENT](#). Topics addressed at the conference include all aspects of solid waste technology and management such as, but not limited to: landfills, scrap tires, waste collection, medical waste, composting and biological treatment, use of waste materials in construction, and carbon emissions reduction.

MARCH 26-29. SAN DIEGO, CA: [2012 DoD ENVIRONMENTAL MONITORING AND DATA QUALITY WORKSHOP](#). The workshop includes technical training sessions, technical presentations, a plenary session featuring distinguished speakers, a Q&A forum, component meetings, poster session/meet and greet, an update on the DoD ELAP, and networking opportunities with members of the environmental community. It is open to interested environmental professionals involved with DoD sites or projects including representatives from the DoD services, other federal agencies, state, local, and tribal governments, academia, and the private sector.

MARCH 28-30, ORLANDO, FL: [14TH ANNUAL INTERNATIONAL ABOVEGROUND STORAGE TANK CONFERENCE & TRADE SHOW](#). Governmental agency experts help analyze storage tank situations. Learn about FLDEP enforcement and clean-up issues.

APRIL 11-12, WASHINGTON, DC: [2012 NATIONAL TRAINING CONFERENCE ON THE TOXICS RELEASE INVENTORY \(TRI\) AND ENVIRONMENTAL CONDITIONS IN COMMUNITIES](#). The theme of the conference is "Understanding the Past and Promoting a Sustainable Future." This year's conference will focus on pollution prevention (P2) and using Toxics Release

Inventory data to promote sustainability. It will also include sessions on environmental data and conditions and trends in ecological and human health.

MAY 21-23, BOSTON, MA: [GLOBAL CONFERENCE ON OCEANS, CLIMATE, AND SECURITY](#). The purposes of the conference include: 1. raising the awareness level of the threat of climate change to our oceans and the consequent threat to our human and national security; 2. identifying and prioritizing the knowledge gaps in science and technology which inhibit understanding, response and adaption to future threats; 3. and generating comprehensive human security policy and governance recommendations reflecting the climate, ocean, and security continuum.

How the Regional Offices Work for You

When used within the framework of ISO 14001, the *Southern Region Review* can be part of an installation’s procedures to satisfy Section 4.3.2 (Legal and other requirements) of ISO 14001. Information in the *Review* is intended for general guidance, and the reader should refer to cited source documents for more detailed information to determine the applicability and scope of the referenced legislation and regulations.

The US Army Regional Environmental and Energy Offices monitor state legislative and regulatory actions on your behalf. If a proposed state action has: (1) critical mission impact; (2) conflicts with a federal requirement; and/or (3) a disproportionate effect on the Army or DoD, we coordinate with the potentially affected installations, commands, and/or other military Services to further assess the potential impact. If action is needed on a proposed measure, we work with Army or Service regulatory experts to communicate DA/DoD position, coordinating with the affected installations and commands. Comments are combined from all parties in a single DoD/Army package and formally submitted to the state.

Want to comment on a rule or bill in the *Review*?
Please contact your Regional Environmental Coordinator listed in below in the Staff Directory. For further information on the Army’s REEO, visit: <http://www.asaie.army.mil/Public/ESOH/REEO/>.

Staff Directory

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